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 APPLICATION NUMBER
 THEING DATE
 FIRST NAMED APPLICANT
 ATTY DOCKT NO THEE

 09 493,401
 01 28 2000
 Edward M. Marcotte
 07419-023001

RECEIVE CONFIRMATION NO. 2197

FISH & RICHARDSON P.C. 4350 LA JOLLA VILLAGE DRIVE SUITE 500 SAN DIEGO CA 92122

OC000000007521349* FEB 2 5 270°

TECH CENTER 1600/2900

Date Mailed 02/22/2002

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Domestic Continuity and Foreign Priority

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.

- Continuity claimed under 35 USC 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- A claim for priority cannot be made based on an application filed after the application making the claim.
- Domestic and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 USC 111(b)(7) and 37 CFR 1.53(c)(4).
- A domestic continuity claim cannot be made to a foreign application and the filing receipt will
 only list the foreign country, application number, and filing date.
 - Foreign priority will appear on the Filing Receipt in the following order:
 - Country, Application number, Filing date.

Customer Service Center Office of Initial Patent Examination (703) 308-1202